

**REMARKS****Double Patenting/ 35 U.S.C. §103**

Applicant includes a Terminal Disclaimer for each of USP 6,825,529 B2 and USP 6,806,584 B4.

Based upon the undersigned Attorney's information and belief, the undersigned Attorney believes the following statements A & B are true:

- A. USP 6,825,529 B2 ("529 Patent"), USP 6,806,584 ("584 Patent"), and US patent application 10/604,190 ("190 Application") are all currently 100% commonly owned by International Business Machines Corporation, Armonk, N.Y. ("IBM"). Attached is a copy of an Assignment of the 190 Application to IBM. The Assignment is recorded at reel #014613 and frame #0396.
- B. The entire rights to subject matter claimed in the 529 Patent, 584 Patent and the 190 Application were, at the time the invention claimed in the 190 Application was made, commonly owned by IBM or subject to an obligation of assignment to IBM.

Accordingly, Applicant's undersigned Attorney believes that the rejections are overcome. In the event the Examiner requires any additional information, Applicant's undersigned Attorney would appreciate a telephone call from the Examiner to 845-894-4633.

Applicant's undersigned Attorney greatly appreciates the Examiner's courtesy and consideration of these remarks.

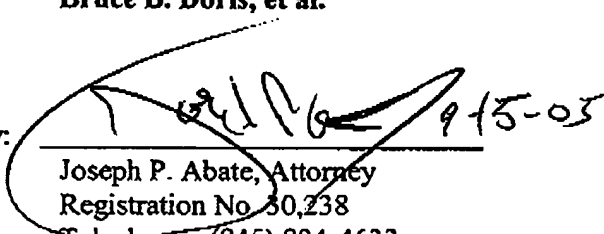
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Respectfully submitted,  
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By:

 9-15-05  
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